IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS

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Plaintiff,

-VS-

THE AMERICAN COAL COMPANY,

Defendant.

Case No. 10-CV-248-DRH

JUDGMENT IN A CIVIL CASE

DECISION BY COURT. This matter is before the court for the purpose of docket control.

IT IS HEREBY ORDERED AND ADJUDGED that pursuant to the Order entered by this Court on June 16, 2011, this case is **DISMISSED** with prejudice. Each party shall bear their own costs.

> NANCY J. ROSENSTENGEL, **CLERK OF COURT**

BY: /s/Sandy Pannier **Deputy Clerk**

Dated: June 16, 2011

APPROVED:

Digitally signed by David R. Herndon

DavidRobandon Date: 2011.06.16 16:28:37 -05'00'

CHIEF JUDGE

U. S. DISTRICT COURT